

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE WASHINGTON, D.C. 20231

MCT - 8 2002

STEVEN L. HIGHLANDER FULBRIGHT & JAWORSKI L.L.P. **SUITE 2400** 600 CONGRESS AVENUE **AUSTIN TX 78701** 

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In re Application of

Philip Jordan Thomas et al

Serial No.: 09/775,051

Filed: January 31, 2001

Attorney Docket No.: UTSD:703

: PETITION TO MAKE SPECIAL

This is in response to applicants' petition filed May 7, 2002, to make the above-identified application special under the provisions of 37 CFR 1.102(c), based on actual infringement. The delay in acting on this petition is regretted.

Applicant has satisfied the provisions set forth in M.P.E.P. 708.02, II. Therefor the petition is **GRANTED**.

The application will be forwarded to the examiner for action on the merits commensurate with this decision.

Should there be any questions with regard to this letter please contact William R. Dixon, Jr. by letter addressed to the Director, Technology Center 1600, Washington, DC 20231, or by telephone at (703) 308-3824 or by facsimile transmission at (703) 305-7230.

William R. Dixon, Jr.

Special Program Examiner Technology Center 1600